(3)

WPS-2564/05

IN THE M.P. STATE ADMINISTRATIVE TRIBUNAL AT RAIPUR
ORIGINAL APPLICATION No. 541 of 1998

Applicant :

1. Kalyan Singh Sahu
   Aged about 28 years
   S/o. Shri Mayaram Sahu
   R/o. village Chiwari, P.O. Sirri
   Block Kurud, Thana Abhanpur,
   Tahsil Dhamtari, Distt. Raipur (M.P.)
2. Shri Nomiram Patel
   Aged about 37 years
   S/o. Shri Usram Patel
   R/o. village Chiwari, P.O. Sirri,
   Block Kurud, Thana Abhanpur,
   Tahsil Dhamtari, Distt. Raipur (M.P.)
3. Shri Rekhram Yadav
   Aged about 36 years
   S/o. Shri Parasram Yadav
   R/o. village Kumhari P.O. Awari,
   Thana and Block Kurud,
   Tahsil Dhamtari, Distt. Raipur (M.P.)
4. Shri Chouhan Singh Thakur
   Aged about 34 years
   S/o. Shri Gopal Singh Thakur
   R/o. village Kodebod,
   P.O. Maraud, Block Kurud,
   Tahsil Dhamtari, Distt. Raipur (M.P.)

(All the 4 applicants are Ex-Mansevi Up Sahayak Shikchhak, previously appointed on due selection and eligibilities against the vacant post of Asstt. Teachers, under the Edn. Deptt. of Govt. of M.P.)

VERSUS

NON-APPLICANTS/
RESPONDENTS :

(1) State of M.P.
Through Secretary,
School Education Department,
Mantralaya, Vallabh Bhawan,
Bhopal (M.P.)

(2) Commissioner of Public Instructions,
Govt. of M.P., Education Deptt.,
Directorate of Public Instructions,
(DPI Office), Near Chetak Bridge,
Bhopal (M.P.)

(3) Deputy Director of Public Instructions
Govt. of M.P., Education Deptt.
Education Distt. Raipur,
P.O. Pension Bada, Vallabh Nagar
Raipur (M.P.)

(4) Block Education Officer
Govt. of M.P., Education Deptt.
P.O. Kurud, Tah. Dhamtari,
Distt. Raipur (M.P.)

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Application under section 19 of the Administrative Tribunal Act 1985 (No.13 of 1985) read with Articles 14, 16, 21 & 311 of the Constitution of India, considered with Principles of Natural and Social Justice.

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HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) NO.2564 OF 2005

Petitioners	:	Kalyan Singh Sahu and others
	versus	
Respondents	:	State of M.P. and others

Present : Mr. Alok Nigam, counsel for the petitioners.
Mr. Ajay Dwivedi, Panel Lawyer for the respondents/State.

ORDER
(Passed on 7th of September, 2006)

It is submitted that the facts and question of law involved in the present petition are same to that of in *Ram Sahay Jha vs. State of Madhya Pradesh and others* (Original Application No.15/1995). The Madhya Pradesh Administrative Tribunal, Jabalpur, by its judgment and order dated 16-2-1996, allowed the application of the petitioner therein. Learned counsel for the petitioners seeks permission of this Court to approach the

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respondents/State for consideration and disposal of the petitioners' case in terms of the order dated 16-2-1996 passed in the case of *Ram Sahay Jha* (Supra) by Madhya Pradesh Administrative Tribunal, Jabalpur.

2. Learned counsel appearing for the respondents/State fairly agrees with the submissions made by learned counsel for the petitioners.

3. Accordingly, the petitioners are granted liberty to make a representation before the respondents – State Authorities for their decision on the representation in the light of the order dated 16-2-1996 passed in the case of *Ram Sahay Jha* (Supra), in accordance with law, on its own merit, within reasonable time.

4. With the above-stated liberty, this petition stands disposed of. No order as to costs.

Certified copy as per rules.

Sd/-
Satish K. Agnihotri
Judge

Gopal